

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3338.44US01

MARSAC

Confirmation No.: Unknown

Application No.: 10/510,545

Examiner: Unknown

Filed: 07 October 2004

Group Art Unit: Unknown

For: COMPUTER MOUSE FOR VIDEO GAMES

REQUEST FOR REFUND

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A check in the amount of \$950.00 was submitted for the filing fee with the above-identified application on 07 October 2004. Applicants qualify for small entity status and the large entity status filing fee was submitted erroneously. Therefore, in accordance with 37 C.F.R. § 1.28, Applicant's attorney respectfully requests that a refund of \$475.00 be credited to Deposit Account No. 16-0631. A copy of the Transmittal Letter and check submitted are attached herewith.

Please direct any inquiry to the below-signed attorney.

Respectfully submitted,



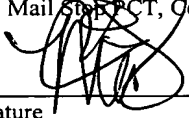
James H. Patterson  
Registration No. 30,673

Customer No. 24113  
Patterson, Thunte, Skaar & Christensen, P.A.  
4800 IDS Center, 80 South 8th Street  
Minneapolis, Minnesota 55402-2100  
Telephone: (612) 349-5741

## CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EV 494285676 US. Date of Deposit: 07 December 2004. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Mai Lee Vang  
Name of Person Making Deposit



Signature

DT03 PCT/PTO 07 OCT 2004  
10/510545

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PCT RECEIVING OFFICE (RO/US)

In re the application of:

Attorney Docket No.: 3338.44US01

MARSAC

Application No.: *Not Yet Assigned*

Filed: *Concurrently Herewith*

For: COMPUTER MOUSE FOR VIDEO GAMES

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SUBMISSION OF DOCUMENTS

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Enclosed for filing in the above-identified application are the following documents:

1. Certificate of Express Mailing;
2. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371 – 2 pages
3. English Translation of the Application – 12 pages
4. Three Sheets of Formal Drawings (Figs. 1-3);
5. Information Disclosure Statement and Form PTO-1449 with 2 cited references;
6. Preliminary Amendment – 7 pages;
7. Front Page of PCT Publication No. WO 03/084626 A1 – 1 page;
8. Copy of International Search Report mailed August 12, 2003 – 2 pages
9. Check in the amount of \$950.00; and
10. Return Postcard.

Respectfully submitted,

  
James H. PATTERSON  
Registration No. 30,673

Patterson, Thuente, Skaar & Christensen, P.A.  
4800 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402-2100  
(612) 349-5741

CERTIFICATE OF EXPRESS MAIL

“Express Mail” mailing label number EV 433103370 US. Date of Deposit: 07 October 2004. I hereby certify that this paper is being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

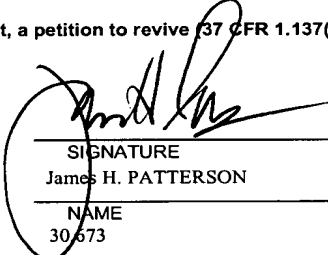
Doris Whitcomb  
Name of Person Making Deposit

  
Signature

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER 3338.44US01
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/510545</b>
INTERNATIONAL APPLICATION NO. PCT/EP03/50094	INTERNATIONAL FILING DATE 08 April 2003 (08/04/2003)	PRIORITY DATE CLAIMED 09 April 2002 (09/04/2002)
TITLE OF INVENTION COMPUTER MOUSE FOR VIDEO GAMES		
APPLICANT(S) FOR DO/EO/US Bertrand MARSAC		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li><input checked="" type="checkbox"/> The US has been elected (Article 31).</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li><input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li><input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> is attached hereto.</li> <li><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li><input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <li><input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> have been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li><input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>		
Items 11 to 20 below concern document(s) or information included:		
<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li><input checked="" type="checkbox"/> A preliminary amendment.</li> <li><input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li><input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</li> <li><input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</li> <li><input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).</li> <li><input checked="" type="checkbox"/> Other items or information: Copy of Front Page of Published PCT Application (WO 03/084626 A1) and Copy of Search Report mailed August 12, 2003.</li> </ol>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

U.S. APPLICATION NO. (if known, see 37 CFR 1.51) <b>10/510545</b>		INTERNATIONAL APPLICATION NO. PCT/EP03/50094		ATTORNEY'S DOCKET NUMBER 3338.44US01																																																																
21. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (CFR 1.492(a)(1)-(5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....\$1100.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO .....\$950.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$790.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) .....\$750.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) .....\$100.00 <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				<b>CALCULATIONS</b>																																																																
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Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">CLAIMS</th> <th style="width: 20%;">NUMBER FILED</th> <th style="width: 20%;">NUMBER EXTRA</th> <th style="width: 20%;">RATE</th> <th style="width: 20%;">\$</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>9 - 20 =</td> <td>0</td> <td>X \$18.00</td> <td>\$ 0</td> </tr> <tr> <td>Independent claims</td> <td>1 - 3 =</td> <td>0</td> <td>X \$88.00</td> <td>\$ 0</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$300.00</td> <td>\$ 0</td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td>\$ 950.00</td> </tr> <tr> <td colspan="4"> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.             </td> <td>\$</td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>SUBTOTAL =</b></td> <td>\$ 950.00</td> </tr> <tr> <td colspan="4">                 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).             </td> <td>\$ 0</td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL NATIONAL FEE =</b></td> <td>\$ 950.00</td> </tr> <tr> <td colspan="4">                 Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property             </td> <td>\$ 0</td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL FEES ENCLOSED =</b></td> <td>\$ 950.00</td> </tr> <tr> <td colspan="4" rowspan="2"></td> <td style="width: 20%;">Amount to be refunded:</td> <td style="width: 20%;">\$</td> </tr> <tr> <td>Amount to be charged:</td> <td>\$</td> </tr> </tbody></table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	Total claims	9 - 20 =	0	X \$18.00	\$ 0	Independent claims	1 - 3 =	0	X \$88.00	\$ 0	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$300.00	\$ 0	<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 950.00	<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	<b>SUBTOTAL =</b>				\$ 950.00	Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0	<b>TOTAL NATIONAL FEE =</b>				\$ 950.00	Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0	<b>TOTAL FEES ENCLOSED =</b>				\$ 950.00					Amount to be refunded:	\$	Amount to be charged:	\$		
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a. <input checked="" type="checkbox"/> A check in the amount of \$ 950.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>16-0631</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																																																																				
<b>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive 37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</b>																																																																				
SEND ALL CORRESPONDENCE TO: James H. PATTERSON Patterson, Thunte, Skaar & Christensen, P.A. 4800 IDS Center 80 South 8th Street Minneapolis, Minnesota 55402																																																																				
				 SIGNATURE James H. PATTERSON NAME 30,673 REGISTRATION NUMBER																																																																